United States District Court WESTERN DISTRICT OF NEW YORK

ELAINE S. WENDEL

JUDGMENT IN A CIVIL CASE CASE NUMBER: 15-CV-936-C

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MULLOOLY, JEFFREY, ROONEY AND FLYNN, LLP

- ☐ **Jury Verdict**. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☑ Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: that the Defendant's motion to dismiss is granted. The complaint is dismissed.

Date: April 7, 2016 MARY C. LOEWENGUTH CLERK OF COURT

By: s/Kim McMillan Deputy Clerk